

House File 580 - Introduced

HOUSE FILE 580
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HSB 32)

A BILL FOR

1 An Act relating to peace officer personal information under
2 the control of local officials and including effective date
3 provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 331.911 Request to limit public
2 access to certain peace officer personal information — internet
3 sites.

4 1. Notwithstanding chapter 22, a peace officer, as defined
5 in section 801.4, may file a written request with a local
6 official on a form prescribed by the department of public
7 safety, in consultation with the Iowa county recorders
8 association and the Iowa state association of assessors, to
9 prohibit the general public from accessing, on an internet site
10 maintained by the local official, the peace officer's name,
11 residential address, and telephone number, as identified by
12 the peace officer, that are contained in instruments, books,
13 records, indexes, and other information under the authority of
14 the local official.

15 2. Within fifteen days of receiving the request, the local
16 official shall ensure that the peace officer's information
17 identified by the peace officer under subsection 1 does not
18 appear in search results on an internet site maintained by the
19 local official.

20 3. For purposes of this section, "*local official*" means a
21 county auditor, county treasurer, county recorder, or local
22 assessor.

23 Sec. 2. IMPLEMENTATION OF ACT. Section 25B.2, subsection
24 3, shall not apply to this Act.

25 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
26 immediate importance, takes effect upon enactment.

27 EXPLANATION

28 The inclusion of this explanation does not constitute agreement with
29 the explanation's substance by the members of the general assembly.

30 This bill provides that a peace officer may file a written
31 request with a local official on a form prescribed by the
32 department of public safety, in consultation with the Iowa
33 county recorders association and the Iowa state association of
34 assessors, to prohibit the general public from accessing, on
35 an internet site maintained by the local official, the peace

1 officer's name, residential address, and telephone number,
2 as identified by the peace officer, that are contained in
3 instruments, books, records, indexes, and other information
4 under the authority of the local official. Within 15 days of
5 receiving the request, the local official shall ensure that the
6 peace officer's information does not appear in search results
7 on an internet site maintained by the local official. The
8 bill defines "local official" to mean a county auditor, county
9 treasurer, county recorder, or local assessor.

10 The bill may include a state mandate as defined in Code
11 section 25B.3. The bill makes inapplicable Code section 25B.2,
12 subsection 3, which would relieve a political subdivision from
13 complying with a state mandate if funding for the cost of
14 the state mandate is not provided or specified. Therefore,
15 political subdivisions are required to comply with any state
16 mandate included in the bill.

17 The bill takes effect upon enactment.